

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

May 15, 2023

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF WASHINGTON

TINFRA LLC, a Delaware limited
liability company,

Plaintiff,

vs.

BIT CAPITAL GROUP, LLC, a
Delaware limited liability company;
JIMMY ODOM, an individual; and
JAMES THOMMES, an individual,

Defendants.

No. 2:23-CV-00082-MKD

ORDER ON NOTICE OF
VOLUNTARY DISMISSAL
PURSUANT TO F.R.C.P.
41(a)(1)(A)(i)

ECF No. 18

Before the Court is Plaintiff's Notice of Voluntary Dismissal Pursuant to F.R.C.P. 41(a)(1)(A)(i). ECF No. 18. Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i), a plaintiff may dismiss an action without court order by filing a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment. None of the Defendants have served an answer or a motion for summary judgment.

Accordingly, **IT IS ORDERED:**

ORDER ON NOTICE OF VOLUNTARY DISMISSAL PURSUANT TO F.R.C.P.
41(a)(1)(A)(i) - 1

1 1. Pursuant to Rule 41(a)(1)(A)(i) and the Plaintiff's notice, all claims
2 are **DISMISSED without prejudice**, without an award of fees or costs.

3 2. Any pending motions, including the Defendants' Motion to Dismiss
4 Plaintiff's Complaint for Lack of Subject Matter Jurisdiction, **ECF No. 17**, are
5 **DENIED as moot**.

6 3. All hearings and other deadlines are **STRICKEN**.

7 **IT IS SO ORDERED.** The District Court Executive is directed to file this
8 Order, provide copies to counsel, and **CLOSE** the file.

9 DATED May 15, 2023.

10 s/Mary K. Dimke
11 MARY K. DIMKE
12 UNITED STATES DISTRICT JUDGE
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